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20 Attorneys for Defendant Amazon Logistics, Inc.,
21 incorrectly sued as AMAZON.COM, LLC

22 **UNITED STATES DISTRICT COURT**

23 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO**

24 JASMINE MILLER, individually and on
25 behalf of all others similarly situated,

26 Plaintiff,

27 v.

28 AMAZON.COM, LLC, a Delaware
Limited Liability Company; and DOES 1
through 500, inclusive,

Defendants.

Case No. 17-CV-03488-MMC

CLASS ACTION

**JOINT REPORT REGARDING STATUS
OF PENDING ALAMEDA COUNTY
SUPERIOR COURT CLASS AND PAGA
REPRESENTATIVE ACTION
SETTLEMENT**

Complaint filed: April 11, 2017

Removal date: June 15, 2017

Trial Date: None set

1 **LAW OFFICES OF RONALD A. MARRON, APLC**

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Counsel for Plaintiff Jasmine Miller, individually and
on behalf of all others similarly situated

1 Pursuant to the Court’s January 21, 2022 Order maintaining stay (*see* Dkt No. 104),
2 Plaintiff Jasmine Miller (“Plaintiff”) and Defendant Amazon Logistics, Inc. (incorrectly sued
3 as Amazon.com LLC) (“Defendant”) (together as “the Parties”), by and through their
4 respective counsel, submit the following Joint Report:

5 The Parties attended a mediation in San Francisco with Tripper Ortman on September
6 18, 2019. On October 1, 2019, the Parties reached an agreement in principle to settle this
7 case. As the contemplated settlement encompasses not only the claims in this matter but also
8 claims in a related PAGA action filed by Plaintiff Miller against Defendant that is pending in
9 Alameda County Superior Court (Case No. RG17856888), the Parties agreed to amend the
10 complaint in the Miller PAGA action to add the claims alleged herein so that the Alameda
11 Superior Court can process the settlement encompassing the claims in both actions.

12 In that regard, Judge Frank Roesch of the Alameda County Superior Court granted
13 Plaintiff’s unopposed Motion for Final Approval of Class and PAGA Action Settlement on
14 January 13, 2022. Defendants were to fund the settlement, including an amount necessary to
15 cover the employer’s portion of payroll taxes associated with the portion of the settlement
16 payments allocated to wages, by April 4, 2022, but encountered certain issues with respect to
17 the required California wage reporting requirement. The Parties stipulated to and the Court
18 granted an extension of the settlement funding, disbursement deadlines, and Compliance
19 hearing as follows:

- 20 A. Settlement Funding : April 25, 2022
21 B. Disbursement Date : May 10, 2022
22 C. Compliance Hearing : December 15, 2022

23 Upon completion of the December 15, 2022 Compliance Hearing and entry of
24 Judgment, the Parties will request dismissal of this action.

25 The Parties respectfully request that the Court maintain the stay in this action and set a
26 deadline of December 16, 2022 for the Parties to file a Joint Report to update the Court on

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1 the status of the Parties' settlement processing through the Alameda County Superior Court
2 and to request dismissal of this action.

3 Respectfully submitted,
4 COHELAN KHOURY & SINGER

5 Dated: April 15, 2022

6 By /s/ J. Jason Hill
7 J. Jason Hill
8 Attorneys for Plaintiff JASMINE MILLER

9 MORGAN, LEWIS & BOCKIUS LLP

10 Dated: April 15, 2022

11 By /s/ Brian D. Fahy
12 John S. Battenfeld
13 Brian D. Fahy
14 Attorneys for Defendant AMAZON.COM LLC

15 **Attestation Regarding Signatures**

16 I, J. Jason Hill, attest that all other signatories listed, and on whose behalf this filing is
17 submitted, concur in the filing's content and have authorized the filing.

18 COHELAN KHOURY & SINGER

19 Dated: April 15, 2022

20 By /s/ J. Jason Hill
21 J. Jason Hill
22 Attorneys for Plaintiff JASMINE MILLER

PROOF OF SERVICE

Miller v. Amazon.com, LLC, et al.

U.S.D.C. Case No. 17-CV-03488-MMC

I, Matthew Atlas, declare as follows:

I am employed in the County of San Diego, State of California. I am over the age of 18 and not a party to this action. My business address is 605 C Street, Suite 200, San Diego, CA 92101. On April 15, 2022, I instituted service of the foregoing document(s) described as:

**JOINT REPORT REGARDING STATUS OF PENDING ALAMEDA COUNTY
SUPERIOR COURT CLASS AND PAGA REPRESENTATIVE ACTION SETTLEMENT**

on the following parties:

<u>Counsel for Defendant</u>	<u>Co-counsel for Plaintiff</u>
John S. Battenfeld, Esq. Tuyet T. Nguyen Lu, Esq. Brian D. Fahy, Esq. MORGAN, LEWIS & BOCKIUS LLP 300 South Grand Avenue Twenty-Second Floor Los Angeles, CA 90071-3132 john.battenfeld@morganlewis.com tuyet.nguyen@morganlewis.com brian.fahy@morganlewis.com	Ronald A. Marron, Esq. Michael T. Houchin, Esq. Lilach Halperin, Esq. Regina Pineda, Esq. LAW OFFICES OF RONALD A. MARRON 651 Arroyo Drive San Diego CA 92103 ron@consumersadvocates.com mike@consumeradvocates.com lilach@consumeradvocates.com regina@consumeradvocates.com
Andrea L. Fellion, Esq. Amy A. McGeever, Esq. MORGAN, LEWIS & BOCKIUS LLP One Market, Spear Street Tower San Francisco, CA 94105 andrea.fellion@morganlewis.com amy.mcgeeve@morganlewis.com	

in the following manner:

Submitting an electronic version of the document(s) via portable document format (PDF) to the court at <https://ecf.cand.uscourts.gov>; Service will be deemed effective as provided for by Civil Local Rule 5-1 of the District Court of California, Northern District.

I declare that I am employed in the office of a member of the bar of this court at whose direction this service is made.

Executed on April 15, 2022 at San Diego, California.



Matthew Atlas